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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/438,692	11/11/1999	RODNEY C. LANGLEY	3656US(95-00	9759

7590 12/21/2006
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SALT LAKE CITY, UT 84110

EXAMINER

POTTER, ROY KARL

ART UNIT	PAPER NUMBER
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2822

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	12/21/2006	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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20061217

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

See attached communication.

Roy K Potter
Primary Examiner
Art Unit: 2822

DETAILED ACTION

Reissue Applications

The reply filed on 10/17/05 is not fully responsive to the prior Office Action because it is still not in accordance with 37 CFR 1.173(b) and (d). In reissue applications, all amendments must be in relation to the patent (i.e., not to a previous amendment). All added subject matter is to be underlined and all deleted matter is to be in brackets. Since claim is a new claim added by the reissue application (i.e., not in the original patent), it should be totally underlined and should not show any deleted matter from a previous amendment in brackets.

There are three remaining claims in this case. Original patent claims 4 and 10 and new claim 20. In reissue applications, you cannot renumber patent claims but you can and should renumber new claims added in the reissue. Since the patent had 16 claims, claim 20 added by the reissue application should be renumbered as claim 17.

The replacement page for amended Fig. 1 filed on 8/28/02 is improper. 37 CFR 1.173(b)(3) states “(a)ny replacement sheet of drawings . . . shall include all of the figures appearing on the original version of the sheet, even if only one figure is amended.” Although applicant correctly identified amended Fig. 1 as “Amended”, he did not include Fig. 2 (as in the patent) on the replacement sheet with Fig. 1.

Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Roy K. Potter whose telephone number is 571 272 1842. The examiner can normally be reached on M-F.

The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



Roy K Potter
Primary Examiner
Art Unit 2822